Practitioner's Docket No. 2003-2090.CON

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

First named inventor: Howard T. Bellin

Application No.: OF EVEN DATE

Filed: OF EVEN DATE

For: Non-Rotating Breast Implant

Group No.: 3738

Examiner: SNOW, Bruce Edward

Mail Stop Patent Application Commissioner For Patents P.O. Box 1450 Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

Section 1. Forms PTO/SB/08A (Substitute For Form PTO-1 449)

Three substitute PTO-1449 forms are attached.

(17040.DOC)

I hereby certify that this correspondence and the documents referred to as enclosed therein are being deposited with the United States Postal Service on this date $\underline{\text{December } 12,\ 2003}$ in an envelope as "Express Mail Post Office to Addressee" Mailing Number $\underline{\text{ER-}430-459-975-US}$ addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Robert J. (Jacobson, Reg. No. 32,419

(Information Disclosure Statement-page 1 of 2)

Section 2. Identification Of Prior Application In Which Listed Information Was Already Cited And For Which No Copies Are Submitted Or Need Be Submitted

This application relies, under 35 U.S.C. 120, on the earlier filing date of:

♦ U.S. Patent Application 09/452,656 filed December 1, 1999.

The following references were submitted to, and/or cited by, the Patent Office in the prior application and, therefore, are not required to be provided in this application: those references listed on sheets 1 of 3, 2 of 3, and 3 of 3 of the PTO-1449 forms that are attached to this Information Disclosure Statement. Form 1 of 3 lists those references filed in the parent case by applicants. Form 2 of 3 and 3 of 3 list those references cited in the parent case by the Patent Office.

Robert J. Jacobson, Reg. 32,419

HAUGEN LAW FIRM PLLP

1130 TCF Tower

121 South Eighth Street

Minneapolis, Minnesota 55402

Tel.No.(612)339-8300 Fax.No.(612)339-8200

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Attorney Docket Number

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Examiner Initials*	Cite No.¹	Number	Kind Code ³ (# known)	Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant
		4,955,909		Ersek et al.	09/11/1990	Figures Appear
		5,022,942		Yan et al.	06/11/1991	· ·
		5,630,844		Dogan et al.	05/20/1997	
		5,662,708		Haves et al.	09/02/1997	
		5.674.285		Quaid	10/07/1997	
						
					 	
					 	
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¹ Unique citation designation number. ² See attached Kinds of U.S. Patent Documents. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). 4 For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. 5 Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST, 16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

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Sheet	2	of	3	Attorney Docket Number	2003 - 2090, CON		

			U.S. PAT	ENT DOCUMENTS	
Examiner nitials*	Cite No. ¹	Document Number Number Kind Code (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		US- 3,600,718	08-24-1971	Boone	
		US- 4,950,292	08-21-1990	Audretsch	
		US- 4,298,997	11-10-1981	Rybka	
		US- 5,026,394	06-25-1991	Baker	
		US- 5,522,896	06-04-1996	Prescott	
		US- 3,293,663	12-27-1966	Cronin	
		US- 3,681,787	08-08-1972	Реггаѕ	
		US- 4,889,744	12-26-1989	Quaid	
		US- 4,960,425	10-02-1990	Yan et al.	
		US- 3,852,832	12-10-1974	McGhan et al.	
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Examiner	Cite	F	oreign Patent Do	cument	Publication Date	Name of Patentee or	Pages, Columns, Lines,	
Initials	No.1	Office ³	Number4	Kind⁵ (if known)	MM-DD-YYYY	Applicant of Cited Document	Where Relevant Passages or Relevant Figures Appear	T6
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This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450, DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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¹ Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at <u>www.uspto.gov</u> or MPEP 901.04. ³Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. Applicant is to place a check mark here if English language Translation is attached.

ER-430-459-975-45

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Sheet	3	of	3	Attorney Docket Number	2003-2090. CON		

		OTHER PRIOR ART NON PATENT LITERATURE DOCUMENTS	
Examiner Initials*	Cite No.1	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T2
		DOW CORNING, Silastic Mammary Prosthesis: Round Design, Bulletin dated October, 1974, six pages, Dow Corning Corporation, Midland, Michigan, U.S.A.	
Examiner Signature		Date Considered	

			
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